IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF OKLAHOMA

GLORIA CASAREZ,)
)
Plaintiff,)
)
v.) Case No. CIV-15-263-RAW-KEW
)
CAROLYN W. COLVIN,)
Acting Commissioner of Social Security)
Administration,)
)
Defendant.)

ORDER REMANDING CASE FOR FURTHER PROCEEDINGS

On August 3, 2016, Magistrate Judge West entered a Report and Recommendation in the above-referenced case, recommending that this court reverse the Commissioner's decision upholding on appeal the findings of the Administrative Law Judge ("ALJ"), denying benefits to plaintiff.

Defendant filed an objection, which has been duly considered. Defendant protests that the Magistrate Judge engaged in "a hyper technical reading of the ALJ's decision." This appears to be a close case, but the court does not conclude the Magistrate Judge erred.

Upon full consideration of the entire record and the issues herein, this court finds that the Magistrate Judge's findings are supported by substantial evidence and the prevailing legal authority. Accordingly, the Report and Recommendation of the United States Magistrate Judge is hereby AFFIRMED and ADOPTED as this court's Findings and Order. The

decision of the Secretary is reversed and this case is remanded to Defendant pursuant to the fourth sentence of 42 U.S.C. §405(g) for further administrative proceedings.

ORDERED THIS 28th DAY OF SEPTEMBER, 2016.

Dated this 28th day of September, 2016.

Ronald A. White

United States District Judge Eastern District of Oklahoma